

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450



Image

2872

Docket No.: 5005.1017
Date: March 2, 2004

In re application of: **BEWERSDORF**
Serial No.: 10/037,851
Filed: January 4, 2002
For: **MICROSCOPE AND METHOD FOR OPERATING A MICROSCOPE**

Sir:

Transmitted herewith is an **Supplemental Response to Office Action (7 pages)** in the above-identified application.

- [] Small entity status under 37 C.F.R. 1.9 and 1.27 has been previously established.
[] Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27.
[X] No fee for additional claims is required.
[] A filing fee for additional claims calculated as shown below, is required:

FOR:	(Col. 1)	(Col. 2)		SMALL ENTITY		OR	LARGE ENTITY	
	REMAINING	HIGHEST		RATE	FEE		RATE	FEE
	AFTER	PREVIOUSLY	PRESENT					
	AMENDMENT	PAID FOR	EXTRA					
TOTAL CLAIMS	* Minus**	=	0	x \$	9		x \$	18
INDEP. CLAIMS	* Minus***	=	0	x \$	40		x \$	80
[] FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+	\$135		+	\$270

TOTAL: \$ OR TOTAL: \$

- * If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

- [] Also transmitted herewith are:
[] Petition for extension under 37 C.F.R. 1.136
[] Other:
- [] Check(s) in the amount of \$0.00 is/are attached to cover:
[] Filing fee for additional claims under 37 C.F.R. 1.16
[] Petition fee for extension under 37 C.F.R. 1.136
[] Other:
- [X] The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.
- [X] Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.
- [X] Any patent application processing fees under 37 C.F.R. 1.17.
- [X] Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.


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I hereby certify that the documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" with sufficient postage in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on March 2, 2004.
DAVIDSON, DAVIDSON & KAPPEL, LLC

BY: 
Jan Decker



Appl. No. 10/037,851
Resp. Dated March 2, 2004
Suppl. Reply to Office Action of October 20, 2003/Resp.
to Notice of Non-Compliant Amendment dated February 6, 2004

Atty. Docket No. 5005.1017

UNITED STATES PATENT AND TRADEMARK OFFICE

Re: Application of: Joerg BEWERSDORF et al.
Serial No.: 10/037,851 Confirmation No.: 6733
Filed: January 4, 2002
For: MICROSCOPE AND METHOD FOR OPERATING A
MICROSCOPE
Art Unit: 2872
Examiner: Mark A. Robinson

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

March 2, 2004

**SUPPLEMENTAL AMENDMENT AND RESPONSE TO OFFICE ACTION/
RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Sir:

In response to the Notice of Non-Compliant Amendment (37 CFR 1.121) dated February 6, 2004, applicants hereby submit the attached corrected "Amendments to the claims" section. In response to the office action dated October 20, 2003 received in the above-identified application, applicants hereby respectfully request reconsideration of the application based on the following amendments and on the remarks previously filed on January 16, 2004.

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this paper.

Remarks begin on page 7 of this paper.